

**MINUTES**

**MONTANA HOUSE OF REPRESENTATIVES  
56th LEGISLATURE - REGULAR SESSION**

**COMMITTEE ON BUSINESS AND LABOR**

**Call to Order:** By **CHAIRMAN BRUCE SIMON**, on February 16, 1999 at 8:00 A.M., in Room 104 Capitol.

**ROLL CALL**

**Members Present:**

Rep. Bruce Simon, Chairman (R)  
Rep. Bob Pavlovich, Vice Chairman (D)  
Rep. Paul Sliter, Vice Chairman (R)  
Rep. Joe Barnett (R)  
Rep. Rod Bitney (R)  
Rep. Sylvia Bookout-Reinicke (R)  
Rep. Roy Brown (R)  
Rep. David Ewer (D)  
Rep. Carol C. Juneau (D)  
Rep. Billie Krenzler (D)  
Rep. Bob Lawson (R)  
Rep. Gay Ann Masolo (R)  
Rep. Gary Matthews (D)  
Rep. Joe McKenney (R)  
Rep. Carolyn Squires (D)  
Rep. Jay Stovall (R)  
Rep. Cliff Trexler (R)  
Rep. Carley Tuss (D)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Stephen Maly, Legislative Branch  
Pati O'Reilly, Committee Secretary

**Please Note:** These are summary minutes. Testimony and discussion are paraphrased and condensed.

**Committee Business Summary:**

Hearing(s) & Date(s) Posted: HB 603, HB 604, HB 611, HB 598,  
HB 624, HB 618, HB 615, HB 598,  
HB 615, HB 592, 2/12/1999  
Executive Action: HB 355, HB 598

**HEARING ON HB 592**

**Opening Statement by Sponsor:** Rep. Hibbard, HD 54 introduced HN 592

***{Tape : 1; Side : A; Approx. Time Counter : 0 - 121}***

**Proponents' Testimony:** Tom Snyder, Montana Public Employees Assn.

***{Tape : 1; Side : A; Approx. Time Counter : 121 - 130}***

Chris Gallus, Montana Chamber of Commerce

***{Tape : 1; Side : A; Approx. Time Counter : 130 - 152}***

Frank Braun, Billings

***{Tape : 1; Side : A; Approx. Time Counter : 152 - 196}***

John Andrews, Dept. of Labor

***{Tape : 1; Side : A; Approx. Time Counter : 196 - 228}***

Jerry Driscoll, MT State Building Trades

***{Tape : 1; Side : A; Approx. Time Counter : 228 - 257}***

Nancy Butler, State Fund

***{Tape : 1; Side : A; Approx. Time Counter : 257 - 262}***

Jacqueline Lenmark, American Insurance Assn.

***{Tape : 1; Side : A; Approx. Time Counter : 262 - 271}***

**Opponents' Testimony:** Joe Theis, Labor Appeal Board  
**EXHIBIT** (buh38a01)

***{Tape : 1; Side : A; Approx. Time Counter : 271 - 300}***

Don Judge, AFL-CIO

***{Tape : 1; Side : A; Approx. Time Counter : 300 - 362}***

Claris Neill, attorney from Billings

***{Tape : 1; Side : A; Approx. Time Counter : 362 - 461}***

**Questions from Committee Members and Responses:** Reps. Ewer and Simon questions witnesses.

***{Tape : 1; Side : A; Approx. Time Counter : 461 - 500}***

***{Tape : 1; Side : B; Approx. Time Counter : 0 - 31}***

**Closing by Sponsor:** Rep. Hibbard closed HB 592

***{Tape : 1; Side : B; Approx. Time Counter : 31 - 83}***

**HEARING ON HB 598**

**Opening Statement by Sponsor:** Rep. Quilico, introduced HB 598

**EXHIBIT** (buh38a02)

**{Tape : 1; Side : B; Approx. Time Counter : 83 - 134}**

**Proponents' Testimony:** Nancy McCaffee, PSC **EXHIBIT** (buh38a03)

**EXHIBIT** (buh38a04)

**{Tape : 1; Side : B; Approx. Time Counter : 134 - 182}**

Margaret Morgan, Montana Realtors Assn.

**{Tape : 1; Side : B; Approx. Time Counter : 182 - 218}**

Steve Bullock, Dept. of Justice

**{Tape : 1; Side : B; Approx. Time Counter : 218 - 235}**

L J Gottfried, A T and T **EXHIBIT** (buh38a05) **EXHIBIT** (buh38a06)

**{Tape : 1; Side : B; Approx. Time Counter : 235 - 339}**

Barbara Ranf, U S West

**{Tape : 1; Side : B; Approx. Time Counter : 339 - 356}**

John Fitzpatrick, Touch America

**{Tape : 1; Side : B; Approx. Time Counter : 356 - 370}**

Mike Strand, Mt. Ind. Tele. Assn.

**{Tape : 1; Side : B; Approx. Time Counter : 370 - 400}**

Jeff Ries

**{Tape : 1; Side : B; Approx. Time Counter : 400 - 408}**

Angela Folsom, Sec. of State office

**{Tape : 1; Side : B; Approx. Time Counter : 408 - 428}**

Nancy McCafree, PSC

**{Tape : 1; Side : B; Approx. Time Counter : 428 - 485}**

**Opponents' Testimony:** None

**Questions from Committee Members and Responses:** Reps. Ewer,  
Pavlovich, Bookout and Simon questions witnesses.

**{Tape : 1; Side : B; Approx. Time Counter : 485 - 500}**

**{Tape : 2; Side : A; Approx. Time Counter : 0 - 43}**

**Closing by Sponsor:** Rep. Quillico closed.  
{Tape : 2; Side : A; Approx. Time Counter : 43 - 50}

**HEARING ON HB 615**

**Opening Statement by Sponsor:** Rep. Harrington introduced HB 615.  
{Tape : 2; Side : A; Approx. Time Counter : 50 - 115}

**Proponents' Testimony:** Kristi Blazer, Montana Beer and Wine Wholesalers. **EXHIBIT**(buh38a07)  
{Tape : 2; Side : A; Approx. Time Counter : 115 - 150}

Ed Brandt, Cardinal Dist. Bozeman  
{Tape : 2; Side : A; Approx. Time Counter : 150 - 261}

John Decker, Briggs Dist  
{Tape : 2; Side : A; Approx. Time Counter : 261 - 355}

Chad Gadbot, Mile Hi Beverages, Butte  
{Tape : 2; Side : A; Approx. Time Counter : 355 - 429}

Robert Zicone, Zeke's Dist **EXHIBIT**(buh38a08) **EXHIBIT**(buh38a09)  
**EXHIBIT**(buh38a10)  
{Tape : 2; Side : A; Approx. Time Counter : 429 - 466}

Bob Pavlovich  
{Tape : 2; Side : A; Approx. Time Counter : 466 - 470}

**Opponents' Testimony:** Mona Jamison, Wine Dist Ins.  
{Tape : 2; Side : A; Approx. Time Counter : 470 - 500}  
{Tape : 2; Side : B; Approx. Time Counter : 0 - 46}

**Questions from Committee Members and Responses:** Reps. Pavlovich, Stovall, Bookout, and Lawson question witnesses  
{Tape : 2; Side : B; Approx. Time Counter : 46 - 152}

**Closing by Sponsor:** Rep. Harrington closed  
{Tape : 2; Side : B; Approx. Time Counter : 152 - 190}

**HEARING ON HB 618**

**Opening Statement by Sponsor:** Rep. Ahner introduced HB 618.  
{Tape : 2; Side : B; Approx. Time Counter : 190 - 200}

**Proponents' Testimony:** Bud Cobb, plumbers union **EXHIBIT**(buh38a11)  
{Tape : 2; Side : B; Approx. Time Counter : 200 - 243}

Byron Roberts, MT Building Ind. Assn.

**{Tape : 2; Side : B; Approx. Time Counter : 243 - 268}**

**Opponents' Testimony:** Scott Lindsey, MT Quality Assn.

**{Tape : 2; Side : B; Approx. Time Counter : 268 - 286}**

Jacqueline Lenmark, Mt. Water Well Drillers Assn.

**{Tape : 2; Side : B; Approx. Time Counter : 286 - 322}**

**Questions from Committee Members and Responses:** Rep. Simon, Pavlovich, Stovall, Trexler and Ewer questioned witnesses.

**{Tape : 2; Side : B; Approx. Time Counter : 360 - 500}**

**{Tape : 3; Side : A; Approx. Time Counter : 0 - 28}**

**Closing by Sponsor:** Rep. Ahner closed.

**{Tape : 3; Side : A; Approx. Time Counter : 28 - 30}**

#### **HEARING ON HB 624**

**Opening Statement by Sponsor:** Rep. Mangan introduced HB 624

**{Tape : 3; Side : A; Approx. Time Counter : 30 - 113}**

**Proponents' Testimony:** Al Pontrelli, Montana Assn. of Life Underwriters.

**{Tape : 3; Side : A; Approx. Time Counter : 113 - 128}**

Chris Racicot,

**{Tape : 3; Side : A; Approx. Time Counter : 128 - 204}**

**Opponents' Testimony:** Sherry Brine, Montana Society of CPA's

**{Tape : 3; Side : A; Approx. Time Counter : 204 - 245}**

Curt Amundsen, State Board of CPA's

**{Tape : 3; Side : A; Approx. Time Counter : 245 - 349}**

Tom Harrison, Mt. Society of CPA's

**{Tape : 3; Side : A; Approx. Time Counter : 349 - 500}**

**Informational Testimony:** Beth O'Halleron, State Auditor's Office.

**{Tape : 3; Side : B; Approx. Time Counter : 0 - 61}**

**Questions from Committee Members and Responses:** Rep Sliter  
questions O'Halleron

***{Tape : 3; Side : B; Approx. Time Counter : 61 - 70}***

**Closing by Sponsor:** Rep Mangan closed.

***{Tape : 3; Side : B; Approx. Time Counter : 70 - 73}***

**EXECUTIVE ACTION ON HB 598**

**Motion:** REP. PAVLOVICH moved that HB 598 DO PASS.

***{Tape : 3; Side : B; Approx. Time Counter : 73 - 120}***

**Motion:** REP. PAVLOVICH moved that HB 598 BE AMENDED.

**Substitute Motion/Vote:** REP. TUSS made a substitute motion that  
HB 598 BE AMENDED. Substitute motion carried unanimously.

***{Tape : 3; Side : B; Approx. Time Counter : 120 - 160}***

**Motion/Vote:** REP. TUSS moved that HB 598 BE AMENDED. Motion  
carried unanimously. Segregated #6

***{Tape : 3; Side : B; Approx. Time Counter : 160 - 256}***

**Motion/Vote:** REP. TUSS moved that HB 598 DO PASS AS AMENDED.  
Motion carried unanimously.

***{Tape : 3; Side : B; Approx. Time Counter : 256 - 275}***

**HEARING ON HB 603, 604, 611**

**Opening Statement by Sponsor:** Rep. Golie introduced HB 603, 604  
and 611

***{Tape : 3; Side : B; Approx. Time Counter : 275 - 303}***

**Proponents' Testimony:** Dave Romesko, MT Operating Engineers  
**EXHIBIT** (buh38a12)

***{Tape : 3; Side : B; Approx. Time Counter : 303 - 400}***

Gene Fenderson, MT Joint Heavy and Hiway Comm

***{Tape : 3; Side : B; Approx. Time Counter : 400 - 437}***

Sandy Carver, Montana Oper. Engineers.

***{Tape : 3; Side : B; Approx. Time Counter : 437 - 500}***

Darrell Holzer, AFL-CIO

***{Tape : 4; Side : A; Approx. Time Counter : 0 - 32}***

Keith Allen, IBEW

*{Tape : 4; Side : A; Approx. Time Counter : 32 - 40}*

Opponents' Testimony: Mike Foster, Montana Contractors Assn.

*{Tape : 4; Side : A; Approx. Time Counter : 40 - 82}*

Questions from Committee Members and Responses: Reps. Ewer, Simon, Squires, Bookout and Juneau questioned witnesses.

*{Tape : 4; Side : A; Approx. Time Counter : 82 - 225}*

Closing by Sponsor: Rep. Golie closed.

*{Tape : 4; Side : A; Approx. Time Counter : 225 - 260}*

EXECUTIVE ACTION ON HB 355

Motion/Vote: REP. BOOKOUT-REINICKE moved that HB 355 DO PASS AS AMENDED. Motion failed 5-13 with Bookout-Reinicke, Ewer, Juneau, Squires, and Stovall voting aye.

*{Tape : 4; Side : A; Approx. Time Counter : 260 - 270}*

Motion/Vote: REP. TUSS moved that HB 355 BE TABLED. Motion carried 13-5 with Ewer, Juneau, Squires, and Stovall voting no.

*{Tape : 4; Side : A; Approx. Time Counter : 270 - 283}*

**ADJOURNMENT**

Adjournment: 11:40 A.M.

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REP. BRUCE SIMON, Chairman

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PATI O'REILLY, Secretary

BS/PO

**EXHIBIT** (buh38aad)